
By: **Delegates Lee, Anderson, Barkley, Barve, Bronrott, Brown, Cryor, Dumais, Feldman, Goldwater, Gutierrez, Haddaway, Hennessy, Hixson, Jones, Kaiser, Kelley, King, Madaleno, McComas, Menes, Nathan-Pulliam, Niemann, O'Donnell, Paige, Quinter, Shank, Simmons, Stern, and V. Turner**

Introduced and read first time: February 9, 2004
Assigned to: Health and Government Operations

A BILL ENTITLED

1 AN ACT concerning

2 **Information Technology Board - Security of Computer Systems**

3 FOR the purpose of including in the powers and duties of the Information Technology
4 Board the power and duty to develop standards and make recommendations
5 concerning the security of certain computer systems; and generally relating to
6 the security of computer systems used by State government and educational
7 institutions.

8 BY repealing and reenacting, without amendments,
9 Article - State Finance and Procurement
10 Section 3-402(a), (b), and (c)
11 Annotated Code of Maryland
12 (2001 Replacement Volume and 2003 Supplement)

13 BY repealing and reenacting, with amendments,
14 Article - State Finance and Procurement
15 Section 3-409
16 Annotated Code of Maryland
17 (2001 Replacement Volume and 2003 Supplement)

18 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
19 MARYLAND, That the Laws of Maryland read as follows:

20 **Article - State Finance and Procurement**

21 3-402.

22 (a) In this subtitle the following words have the meanings indicated.

23 (b) "Board" means the Information Technology Board.

1 (c) "Chief" means the Chief of Information Technology.

2 3-409.

3 (a) In addition to any other powers granted and duties imposed by law, and
4 subject to any restrictions imposed by law, the Board has the following powers and
5 duties:

6 (1) providing advice and counsel to the Chief in the development of the
7 information technology master plan;

8 (2) studying existing and emerging Internet and information technology;

9 (3) developing standards and making recommendations concerning
10 Internet-based commerce, including:

11 (i) advertising on the Internet;

12 (ii) banking transactions on the Internet;

13 (iii) business transactions on the Internet;

14 (iv) taxation of Internet-based commerce; and

15 (v) taxation of Internet services;

16 (4) developing standards and making recommendations concerning
17 Internet user privacy, including:

18 (i) the availability of personal information on the Internet;

19 (ii) the use of unsolicited bulk e-mail;

20 (iii) the use of encryption technology; and

21 (iv) the use of filters to screen out obscene or objectionable material;

22 (5) DEVELOPING STANDARDS AND MAKING RECOMMENDATIONS
23 CONCERNING THE SECURITY OF COMPUTER SYSTEMS USED BY STATE GOVERNMENT
24 AND EDUCATIONAL INSTITUTIONS;

25 [(5)] (6) making recommendations concerning Internet-based crime,
26 including:

27 (i) on-line fraud;

28 (ii) on-line pornography; and

29 (iii) on-line defamation;

1 ~~[(6)]~~ (7) making recommendations concerning the use of the Internet in
2 the health care industry, including:

3 (i) the use of an on-line database for patient medical history; and

4 (ii) processing payment and insurance transactions on-line;

5 ~~[(7)]~~ (8) making recommendations concerning the deployment of
6 Internet-based applications and services for State government and educational
7 institutions; and

8 ~~[(8)]~~ (9) providing advice and counsel to the Chief on such other matters
9 as the Chief may request.

10 (b) (1) The Board shall create an annual report detailing its activities and
11 findings.

12 (2) The Board shall present its annual report to the Governor and,
13 subject to § 2-1246 of the State Government Article, to the General Assembly.

14 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take
15 effect October 1, 2004.